

6322: Misbranding of Visio Veterinary Eye Remedy. U. S. * * * v. Frank T. McMahon and Daniel G. Brown (Visio Remedy Association). Pleas of guilty. Fine, \$50 and costs. (F. & D. No. 7709. I. S. Nos. 14786-1, 11417-1.)

On January 27, 1917, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Frank T. McMahon and Daniel G. Brown, copartners, trading as the Visio Remedy Association, Chicago, Ill., alleging shipments from the State of Illinois into the State of Missouri, on or about June 8, 1915, and October 14, 1915, by said defendants, in violation of the Food and Drugs Act, as amended, of quantities of an article labeled in part, "Visio Veterinary Eye Remedy," which was misbranded.

Analyses of samples of the article by the Bureau of Chemistry of this department showed that the article was essentially a hydroalcoholic solution of plant extractives.

It was alleged in substance in the information that the article in each shipment was misbranded for the reason that certain statements included in the circular accompanying the article falsely and fraudulently represented it as a cure for the diseases of the eyes irrespective of the length of time of the ailment, as a remedy for cataract, moon blindness, nearsightedness, and as a cure for shying horses, when, in truth and in fact, it was not. Misbranding of the article was alleged for the further reason that it contained alcohol, and the label failed to bear a statement of the quantity or proportion of alcohol contained therein.

On June 26, 1918, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$50 and costs.

C. F. MARVIN, *Acting Secretary of Agriculture.*